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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------------------------|------------------------|
| 09/805,522 | 03/13/2001 | Douglas Monticciolo | 198191/0004 | 1852 |
| 7590 STROOCK & STROOCK & LAVAN LLP 180 Maiden Lane New York, NY 10038 | | | EXAMINER SUBRAMANIAN, NARAYANSWAMY | |
| | | | ART UNIT 3695 | PAPER NUMBER |
| | | | MAIL DATE 04/10/2009 | DELIVERY MODE PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

09/805,522

Applicant(s)

MONTICCILO, DOUGLAS

Examiner

Narayanswamy Subramanian

Art Unit

3695

All participants (applicant, applicant's representative, PTO personnel):

(1) Narayanswamy Subramanian.(3) Vivian Lu.(2) Ian G. DiBernardo (Reg. No. 40,991).

(4) ____.

Date of Interview: 09 April 2009.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: ____.

Claim(s) discussed: 1, 27 and 32.

Identification of prior art discussed: NA.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Proposed amendments of claim 1 and proposed new claims 27 and 32 were discussed for compliance with 101. Examiner indicated that the proposed amendments of claim 1 do not overcome 101 in the post Bilsky era. Proposed new claims seem to overcome 101, assumin gthat the limitations in these claims have support in the specification. No agreement was reached with respect to the claims.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Narayanswamy Subramanian/
Primary Examiner, Art Unit 3695